### Docket No.:

# DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter claimed and for which a patent is sought on the invention entitled <u>EXHAUST GAS PURIFICATION</u>

<u>APPARATUS OF ENGINE</u>, the specification of which

| and for which a pa  | atent is sought or  | n the invention entitled EXHAUS  | T GAS PURIFICATION  |
|---|---|--|---|
| APPARATUS OF  | ENGINE, the spe   | ecification of which   |   |
| ⊠ was file<br>PCT In<br>(if appl  | temational Appli-<br>icable), or  | 004 as United States Application cation Number <u>PCT/JP2004/0104</u> (CIP) of Application Number  | 87 and was amended on   |
| I hereby state the specification, inclu-  | nt I have review<br>ding the claims, a  | ved and understand the contents as amended by any amendment refer  | of the above identified tred to above.  |
| for continuation-in   | cordance with Tit<br>-part applications<br>prior application                      | se information which is known to<br>the 37, Code of Federal Regulation<br>of material information which became<br>a and the national or PCT interna-   | s, Section 1.56 including   |
| or 365(6) of any 10 or 365(a) of any Pothe United States of for patent or invention | reign application<br>CT international<br>f America, listed<br>tor's, or plant bre | efits under 35, United States Code, (s) for patent or inventor's or plant application which designated at least below and have also identified beloweder's rights certificate, or any PCI application on which priority is cle | breeder's right certificate,<br>ast one country other than<br>we any forcign application<br>international application |
| Prior Foreign App   | olications(s):  |  |   |
| Number  | Country   | Day/Month/Year filed   | <b>Priority Claimed</b>   |
| 2003-282359   | JAPAN   | 30/07/2003   | $\boxtimes$   |
| I hereby claim the provisional applica  | benefit under 3. tion(s) listed belo  | 5 United States Code, Section 119  | P(e) of any United States   |
| Prior Provisional Application Number  | Application(s):   | Filing Date  |   |

I hereby claim the benefit under 35, United States Code, Section 120 of any United States application(s) or 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35, United States Code, Section 112. I acknowledge the duty to disclose information which is material to patentability as defined in 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

#### Prior U.S. Application(s):

Application No.

Filing Date

Status: Patented, Pending, Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### **POWER OF ATTORNEY:**

As a named inventor, I hereby appoint the registered practitioners of McDermott Will & Emery LLP, included in the Customer Number provided below, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

## **CUSTOMER NUMBER 31824**

Send correspondence to the address associated with Customer Number 31824

McDermott Will & Emery LLP 18191 Von Karman Ave., Suite 500 Irvine, CA 92612-7107

Direct Telephone Calls to:

Telephone 949.851.0633

Full name of sole or first inventor: Kiminobu HIRATA

Inventor's signature: Kiminobu HIRATA.

Date: 08/05/2006

Residence: Ageo, JAPAN

Citizenship: JAPAN

Post Office Address: c/o NISSAN DIESEL MOTOR CO., LTD. of 1, Ooaza 1-chome, Ageo-shi, Saitama-ken 362-8523 JAPAN